

# PATENT COOPERATION TREATY

From the  
INTERNATIONAL SEARCHING AUTHORITY

To:

**PCT**

**Translation**

WRITTEN OPINION OF THE  
INTERNATIONAL SEARCHING AUTHORITY

(PCT Rule 43bis.1)

|   |   |                                     |   |
|---|---|-------------------------------------|---|
| Applicant's or agent's file reference<br><b>PCT 024091</b>  |   | Date of mailing<br>(day/month/year) | <b>See Form PCT/ISA/210<br/>(sheet 2)</b> |
| FOR FURTHER ACTION  |   | See paragraph 2 below               |   |
| International application No.<br><b>PCT/IB2004/003141</b>   | International filing date (day/month/year)<br><b>27.09.2004</b> | Priority date (day/month/year)      | <b>03.10.2003</b>                         |
| International Patent Classification (IPC) or both national classification and IPC<br><b>B61B12/04</b> |   |                                     |   |
| Applicant<br><b>HIGH TECHNOLOGY INVESTMENTS B.V.</b>  |   |                                     |   |

1. This opinion contains indications relating to the following items:

|                                     |              |  |
|-------------------------------------|--------------|--|
| <input checked="" type="checkbox"/> | Box No. I    | Basis of the opinion   |
| <input type="checkbox"/>            | Box No. II   | Priority   |
| <input type="checkbox"/>            | Box No. III  | Non-establishment of opinion with regard to novelty, inventive step and industrial applicability   |
| <input type="checkbox"/>            | Box No. IV   | Lack of unity of invention   |
| <input checked="" type="checkbox"/> | Box No. V    | Reasoned statement under Rule 43bis 1(a)(i) with regard to novelty, inventive step or industrial applicability; citations and explanations supporting such statement |
| <input type="checkbox"/>            | Box No. VI   | Certain documents cited  |
| <input type="checkbox"/>            | Box No. VII  | Certain defects in the international application   |
| <input type="checkbox"/>            | Box No. VIII | Certain observations on the international application  |

2. FURTHER ACTION

If a demand for international preliminary examination is made, this opinion will be considered to be a written opinion of the International Preliminary Examining Authority ("IPEA") except that this does not apply where the applicant chooses an Authority other than this one to be the IPEA and the chosen IPEA has notified the International Bureau under Rule 66.1bis(b) that written opinions of this International Searching Authority will not be so considered.

If this opinion is, as provided above, considered to be a written opinion of the IPEA, the applicant is invited to submit to the IPEA a written reply together, where appropriate, with amendments, before the expiration of 3 months from the date of mailing of Form PCT/ISA/220 or before the expiration of 22 months from the priority date, whichever expires later.

For further options, see Form PCT/ISA/220.

3. For further details, see notes to Form PCT/ISA/220.

|  |                    |
|--|--------------------|
| Name and mailing address of the ISA/EP | Authorized officer |
| Facsimile No.                          | Telephone No.      |

WRITTEN OPINION OF THE  
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International application No.

PCT/IB2004/003141

Box No. I

Basis of this opinion

1. With regard to the language, this opinion has been established on the basis of the international application in the language in which it was filed, unless otherwise indicated under this item.  
☐ This opinion has been established on the basis of a translation from the original language into the following language \_\_\_\_\_, which is the language of a translation furnished for the purposes of international search (under Rule 12.3 and 23.1(b)).
2. With regard to any nucleotide and/or amino acid sequence disclosed in the international application and necessary to the claimed invention, this opinion has been established on the basis of:
  - a. type of material  
☐ a sequence listing  
☐ table(s) related to the sequence listing
  - b. format of material  
☐ in written format  
☐ in computer readable form
  - c. time of filing/furnishing  
☐ contained in the international application as filed.  
☐ filed together with the international application in computer readable form.  
☐ furnished subsequently to this Authority for the purposes of search.
3. ☐ In addition, in the case that more than one version or copy of a sequence listing and/or table(s) relating thereto has been filed or furnished, the required statements that the information in the subsequent or additional copies is identical to that in the application as filed or does not go beyond the application as filed, as appropriate, were furnished.
4. Additional comments:

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Box No. V

Reasoned statement under Rule 43bis.1(a)(i) with regard to novelty, inventive step or industrial applicability;  
citations and explanations supporting such statement

the structure of the roller battery (14), preferably at the entrance to the roller battery in the direction of movement of the cabins, and bearing at its free end a small roller (19) which acts on the traction rope, the lever itself being loaded by spring means (22) in the direction of the traction rope (15) and damped by a shock absorber (25) in such a way that the passage of this small roller (19) on the back of the clamp is gentle and the traction rope (15) is accompanied when it is lowered onto the roller battery (14).

3. The problem addressed by the present invention can be considered that of preventing undulation being caused in the traction rope when a cabin passes through along a standard or at least reducing its spreading.

4. The feature combination contained in dependent claim 3 is neither known from nor suggested by the available prior art. The adjustment of the position of the small roller depending on the position of the carrying rope makes it possible to improve the damping effect.

Therefore, the solution to the abovementioned problem proposed in this claim involves an inventive step (PCT Article 33(3)).

5. Dependent claims 4 to 6 are dependent on claim 3 and thus likewise meet the PCT requirements for novelty and inventive step.

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Box No. V

Reasoned statement under Rule 43bis.1(a)(i) with regard to novelty, inventive step or industrial applicability;  
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6. Contrary to PCT Rule 5.1(a)(ii), the description does not cite document D1 or indicate the relevant prior art disclosed therein.